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## SENATE BILL No. 389

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-2-1-8; IC 33-4-8.

**Synopsis:** Tax court. Provides that a senior judge may be appointed to serve the tax court. (The introduced version of this bill was prepared by the commission on courts.)

**Effective:** July 1, 2004.

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**Bray**

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January 12, 2004, read first time and referred to Committee on Judiciary.

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Introduced

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## SENATE BILL No. 389

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 33-2-1-8 IS AMENDED TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2004]: Sec. 8. (a) The supreme court may  
3 appoint a judge who is certified as a senior judge by the judicial  
4 nominating commission to serve a circuit court, ~~or~~ a superior court, a  
5 **county court, a probate court, the tax court, or the court of appeals**  
6 if the court requests the services of a senior judge.  
7 (b) The supreme court may adopt rules concerning certification by  
8 the judicial nominating commission and appointment by the supreme  
9 court of senior judges.  
10 SECTION 2. IC 33-4-8-1 IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2004]: Sec. 1. (a) A circuit court may apply to  
12 the supreme court for the appointment of a senior judge to serve the  
13 court.  
14 (b) A superior court, a county court, a probate court, **the tax court,**  
15 or the court of appeals may apply to the supreme court for the  
16 appointment of a senior judge to serve the court.  
17 (c) The application submitted under this section must include the



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1 following:

2 (1) Reasons for the request.

3 (2) Estimated duration of the need for a senior judge.

4 SECTION 3. IC 33-4-8-2 IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2004]: Sec. 2. Upon approving the request by  
6 a circuit court, a superior court, a county court, a probate court, **the tax**  
7 **court**, or the court of appeals for a senior judge, the supreme court may  
8 appoint a senior judge to serve that court for the duration specified in  
9 the application submitted under section 1 of this chapter.

10 SECTION 4. IC 33-4-8-4 IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2004]: Sec. 4. The supreme court may not  
12 require a senior judge to accept an assignment to serve a circuit court,  
13 a superior court, a county court, a probate court, **the tax court**, or the  
14 court of appeals. If a senior judge declines an assignment to serve, the  
15 supreme court may offer the senior judge subsequent assignments to  
16 serve a circuit court, a superior court, a county court, a probate court,  
17 or the court of appeals.

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